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**THE ANDHRA PRADESH GAZETTE**  
**PART-I EXTRAORDINARY**  
**PUBLISHED BY AUTHORITY**

No. 154 ]

HYDERABAD, THURSDAY, MARCH 19, 2009.

**NOTIFICATIONS BY GOVERNMENT**

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**AGRICULTURE AND CO-OPERATION DEPARTMENT**  
**(VIG.I)**

MEMO ISSUED TO SRI B.K. KRISHNA MURTHY, A.O. O/o THE DDA (FTC), NANDYAL, KURNOOL DISTRICT REPRESENTATION ON THE INQUIRY REPORT-CALLED FOR.

*[Memo No. 2550/Vig. I/1/2007-3 Agriculture & Co-operation, 11th July, 2008.]*

- Ref:-** 1. From the C&DA., Hyd., Lr.No.Vig.IV(3)293/05, Dt.14-11-2006 addressed to Sri B.K. Krishnamurthy, A.O. along with Inquiry Report.
2. From the C & DA., Hyd., Lr.No.Vig.IV(3)293/05, Dt.12-11-2007.

The attention of Sri B.K. Krishna Murthy, Agriculture Officer, O/o. the Deputy Director of Agriculture (FTC), Nandyal, Kurnool District is invited to the reference 1<sup>st</sup> cited wherein in the Commissioner & Director of Agriculture, Hyderabad communicated a copy of the inquiry report and directed him to submit his representation if any, on the Inquiry report within 15 days failing which, action would be taken based on the material available on the record. But so far no representation is submitted by the individual.

2. Therefore, he is requested to submit his representation if any on the findings of the Inquiry Officer with in a week failing which, action will be taken based on the material available on the record at Government level.

**C.R. BISWAL,**  
*Principal Secretary to Government.*

To  
Sri B.K. Krishna Murthy, Agriculture Officer, through the C&DA, A.P. Hyderabad.

MEMO ISSUED TO SRI B.K. KRISHNA MURTHY, A.O. O/o. D.D.A (FTC), NANDYAL-  
COMMUNICATING THE ENQUIRY REPORT.

**No.Vig.IV(3)293/05.-** A copy of the Enquiry Report is sent herewith to Sri B.K. Krishna Murthy, Agriculture Officer, O/o. the Deputy Director of Agriculture (FTC), Nandyal, Kurnool District under Rule-21(2) of APCS (CC&A) Rules, 1991 amended in G.O.Ms.No.22, General Admn. (Ser.C) Dept., Dt. 30-1-04.

Sri B.K. Krishna Murthy, Agriculture Officer, O/o. the Deputy Director of Agriculture (FTC), Nandyal, Kurnool District is directed to make a representation if any, on the findings of Inquiry Officer within 15 days from the date of receipt of this memo, failing which, action will be taken based on the material available on the records.

(issued under Orders of the Commnr. & Director of Agriculture, A.P., Hyderabad)

Encl:- Copy of Enquiry Report

Hyderabad,  
14-11-2006.

**G . KOTI REDDY,**  
*for Commnr. & Director of Agriculture.*

To

Sri B.K. Krishna Murthy, Agriculture Officer, O/o. D.D.A. (FAC), Nandyal, Kurnool District.

THROUGH:- The Jt. Director of Agriculture, Kurnool.

**INQUIRY REPORT**

The Departmental Enquiry held against Sri B.K. Krishna Murthy, Agriculture Officer, (FTC) O/o. Deputy Director of Agriculture (FTC), Nandyal, submitted by Joint Director of Agriculture, Kurnool and Inquiry office Vide Memo No. Vig. IV(3) 293/05, Dt.13-03-06.

1. Under Sub-Rules(2) of Rule 20 of A.P. Civil Services (CC&A) Rules, 1991, I was appointed by the Commissioner of Agriculture, Hyderabad as the Inquiring Authority to enquire into the charges framed against Sri B.K. Krishna Murthy, Agriculture Officer, (FTC), O/o. Deputy Director of Agriculture (FTC), Nandyal vide his Memo No.Vig.IV(3)293/05, Dt. 13-03-06. I have since completed the Inquiry and on the basis of the documents and oral evidence, addressed before me prepared by Inquiry report as under.
2. Sri P. Satyanarayana, Assistant Director of Agriculture (FTC), Nandyal was appointed as presenting Officer in terms of Rule 20(5) (CC) of A.P. Civil Service (CC&A) Rules, 1991.
3. The charged officer has not attended the enquiry even though issued notices two times vide this office No. A1/1511/05, dt. 22-04-06 and 20-05-06 (copies enclosed). The enquiry is conducted exparte as per CCA Rules 20(II) of 1991.
4. Article of charge and substance of imputation of misconduct or misbehaviour.

The following article of charges have been framed against Sri B.K. Krishna Murthy, Agricultural Officer (FTC), Nandyal O/o. Deputy Director of Agriculture (FTC), Nandyal.

**Article of Charge-I**

“that the said Sri B.K. Krishna Murthy while working as Agricultural Officer, O/o. the Deputy Director of Agriculture (FTC). Nandyal has stayed away from duty willfully and unauthorisedly w.e.f. 31-01-05 in violation of official procedure and caused dislocation of Government work and caused inconvenience to the administration which attracts violation of Rule 3 and 4(i) of APCS (conduct) Rules 1964”.

## Article of Charge-II

“that the said Sri B.K. Krishna Murthy, Agricultural Officer, O/o. the Deputy Director of Agriculture (FTC), Nandyal has not reported for duty in the O/o. Commissioner and Director of Agriculture (AP) Hyderabad as directed. He has disobeyed the instructions of higher officers. Thus he has violated Rule-3 of APCS (conduct) Rules, 1964”.

### 5. Case of the disciplinary Authority:-

Regarding Article of charge (1), Sri B.K. Krishna Murthy, Agricultural Officer (FTC), Nandyal has applied leave for one day on 31-1-05 through telegram stating that his mother's health serious and admitted in Government Hospital. He has extended leave from 01-02-05 to 07-05-05 in piece meal without taking prior permission. He has not mentioned his leave address in any leave application. He has applied for leave on medical grounds without enclosing medical certificate. He has not reported for duty after expiry of leave.

Due to willfully and unauthorized absence from duty without prior permission caused dislocation of Government work and inconvenience to the administration, he has violated the official procedure. Hence it is charged.

Regarding Article of Charge-II, the case of charge is hereunder.

Sri B.K. Krishna Murthy, Agricultural Officer, Nandyal has applied for leave for one day on 31-01-05 vide his telegram Dated 31-01-05 stating that his mother's health was serious and admitted in Government Hospital. Subsequently he has applied leave in piece meal from 01-02-05 to 07-05-05 without taking prior permission. He was directed to report for duty in the O/o. Commissioner and Director of Agriculture (AP) Hyderabad immediately, failing which action will be taken against him vide notice No.A1/1511/05, Dt. 14-07-05 of Joint Director of Agriculture, Kurnool by Regd. Post with Acknowledge due. But the registered cover is returned to the O/o. Joint Director of Agriculture, Kurnool stating that the consignee is not in town. Again a recall notice was issued to him Vide No. A1/1511/05, Dt. 17-10-05 of Joint Director of Agriculture, Kurnool by Regd. Post with Acknowledgement due.

The postal acknowledgement card is received in the O/o. Joint Director of Agriculture, Kurnool with his dated signature. But he has not reported to duty in the O/o. Commissioner and Director of Agriculture (AP) Hyderabad. Hence he has disobeyed the orders of higher authorities and continued to stay on leave.

The above narration shows that Sri B.K. Krishna Murthy, Agricultural Officer, O/o. Deputy Director of Agriculture (FTC), Nandyal is not devoted to his duty. He has not maintained absolute integrity discipline and secure of property. Thus he has violated Rule-3 and 4 (i) of APCS Conduct Rules.

### 6. Case of defendant :

He has submitted his defence statement to the disciplinary authority vide letter dated 01-03-06 and the details are furnished as hereunder.

Regarding Article of Charge-1, he has stated that he received a phone message from his family stating that his mother was suffering from fever for that, he left for Peapaly to take care of his mother on 30-01-05. He could not inform to his office due to fever ill health of his mother and her treatment at Bellary Karnataka State. After one week he has also in sick and high B.P. In this connection, he requested for only one day leave for 31-01-05 by telegram and again he extended leave in piece meal. He has reported to duty on 30-12-05 for seeking further posting orders. He stated that the officer of FTC, Nandyal has reported against him in a prejudice manner for taking revenge.

There is no need for me to go will fully on leave that too on loss of pay. He has requested to consider this as petty charges and drop the charge on humanitarian grounds.

Regarding Article of Charge-II, he has stated that the Deputy Director of Agriculture (FTC), Nandyal has informed that Sri B.K. Krishna Murthy, Agricultural Officer has stayed away from duty without leave letters. It is wrong because he has extended leave upto 06-01-06 in piece meal type and he has reported for duty on 30-12-05 after recovery from sick. He stated that he could not report for duty due to ill-health only. He requested that the above charges may be dropped on humanitarian grounds and posting orders may please be given to him.

#### 7. Analysis and Assessment of evidence :

After assessment of connected records, and files, the defects are furnished as hereunder.

Regarding Article of Charge-I, Sri B.K. Krishna Murthy, Agricultural Officer, (Trg.) O/o. Deputy Director of Agriculture (FTC), Nandyal has applied leave on 31-01-05 vide telegram without taking prior permission and left the headquarters. Again he has issued a telegram on 02-02-05 stating that his mother health is not good and requested leave on 1 and 2nd and letter follows. Again he has extended leave from 03-02-05 to 05-02-05. He has extended leave upto 07-5-05 in piece meal. He has not mentioned leave address in any leave application. He applied leave on Medical grounds but not enclosed Medical Certificate along with leave application. He was instructed to report for duty after expiry of his leave on 18-04-05 vide Deputy Director of Agriculture (FTC), Nandyal Memo No. A/170/04, Dt. 13-04-05. But he has not reported for duty and again he has extended leave upto 07-05-05.

But Article of Charge-II, Vide Letter No. A1/1511/05, Dt. 23-05-05, it was informed to Commissioner and Director of Agriculture (AP) Hyderabad that Sri B.K. Krishna Murthy, Agricultural Officer, has applied leave in piece meal from 31-01-05 to 07-05-05 and he has not reported for duty after expiry of leave. The Commissioner and Director of Agriculture has issued instructions to this office to issue recall notice to him duly fixing time limit for joining duty and if he fails to join duty in time, the disciplinary action may be initiated against him Vide Commissioner and Director of Agriculture Memo No. Admn. II (95) 1040/05, dt. 22-06-05. In pursuance to the instructions of Commissioner and Director of Agriculture, he was instructed to report for duty on or before 20-07-05 in the O/o. Commissioner and Director of Agriculture vide recall Notice No. A1/1511/05, Dt. 14-07-06 by Regd. Post with acknowledgement due. He has not reported for duty in the O/o. Commissioner and Director of Agriculture (AP) Hyderabad even after issuing of above notice. He was again instructed to report for duty in the O/o. Commissioner and Director of Agriculture (AP) Hyderabad immediately Vide Notice No. A1/1511/05, Dt. 07-10-05 by Regd. Post with acknowledgement due and the postal acknowledgement card was received in this office with dated signature 20-10-05. But he has not reported for duty in the O/o. Commissioner and Director of Agriculture (AP) Hyderabad.

#### 8. Final Findings :

On the basis of documentary and oral evidence adduced in the case before me and in view of the reasons given above.

Charge No. 1 :- "That the said Sri B.K. Krishna Murthy, while working as Agricultural Officer, O/o. Deputy Director of Agriculture (FTC), Nandyal has stayed away from duty willfully and unauthorisedly w.e.f. 31-01-05 in violation of official procedure and caused dislocation of Government work and caused inconvenience to the administration which attracts violation of Rule-3 and 4(1) of APCS (Conduct) Rules, 1964".

Findings :- Sri B.K. Krishna Murthy, Agricultural Officer, has submitted his leave applications in piece meal without obtaining permission from the higher authorities and he has not mentioned his leave address in his leave applications. As per FR 67 lays down, the leave cannot be claimed as of right. It shows

his gross negligence in discharging his duties. In view of the above, he has violated the official procedure and caused dislocation of Government work and caused inconvenience to the administration which attracts violation of Rule-3 and 4(1) of APCS (Conduct) Rules 1964”.

Therefore I hold that the charge is proved.

Charge No. II :- “That the said Sri B.K. Krishna Murthy, as Agricultural Officer, O/o. Deputy Director of Agriculture (FTC), Nandyal has not reported for duty in the O/o. Commissioner and Director of Agriculture (AP) Hyderabad as directed. He has disobeyed the instructions of higher Officers. Thus he has violated Rules-3 of APCS (Conduct) Rules 1964”.

Sri B.K. Krishna Murthy, Agricultural Officer was instructed to report for duty through two reminders. He has not reported for duty. Therefore he has disobeyed the instructions of higher officers. Thus he has violated Rule-3 of APCS (Conduct) Rules 1964.

I hold that the charge is proved.

9. Annexure-I containing the list of documents are enclosed.

**Sd/-**  
Inquiry Officer and  
Joint Director of Agriculture,  
Kurnool.

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